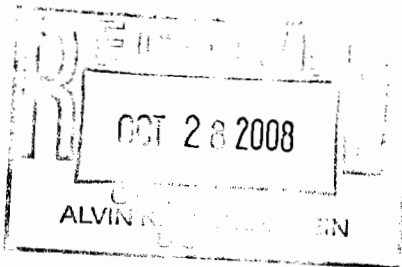


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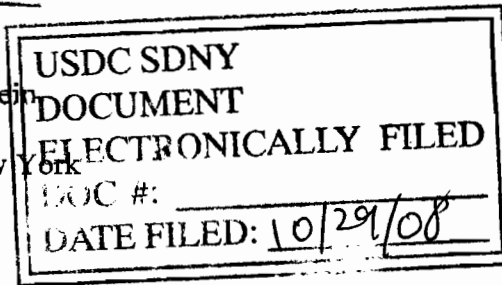
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October 28, 2008

BY FAX

The Honorable Alvin K. Hellerstein
United States District Court
for the Southern District of New York
500 Pearl Street, Room 1050
New York, New York 10007



Re: *FIC, L.P. v. Bear Stearns Asset Management Inc., et al.*,
No. 07 Civ. 11633 (AKH) ("FIC")

*Navigator Capital Partners, L.P. v. Bear Stearns Asset
Management Inc., et al.*, No. 07 Civ. 7783 (AKH) ("Navigator")

*Geoffrey Varga, et al. v. Bear Stearns Asset Management
Inc., et al.*, No. 08 Civ. 3397 (AKH) ("Varga")

Dear Judge Hellerstein:

Pursuant to the scheduling order governing the three above-captioned matters, defendants The Bear Stearns Companies, Inc., Bear Stearns Asset Management Inc., Bear Stearns & Co. Inc., Bear Stearns Securities Corp., Barry Cohen, Gerald Cummins, David Sandelovsky, Greg Quental, Michael Guarasci and George Buxton (the "Bear Stearns Defendants") will be filing a motion to dismiss the complaints in all three actions on October 30, 2008. In support of the Bear Stearns Defendants' motion, we will be submitting a declaration annexing exhibits. When scanned into pdf form, the exhibits are too voluminous to be filed electronically under Rule 23.4 of the Electronic Case Filing Rules and Instructions (the "ECF Rules"). Accordingly, pursuant to Rule 23.6 of the ECF Rules, I write to request Your Honor's permission, in advance the October 30 filing date, to file the declaration and accompanying exhibits in hard copy.

Respectfully submitted,

Marjorie E. Sheldon

KRAMER LEVIN NAFTALIS & FRANKEL LLP

The Honorable Alvin K. Hellerstein

October 28, 2008

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